COMMITTEE OF THE WHOLE

Room 104 – City Hall May 12, 2003 4:15 P.M.

PAGE

(1-28) 1. Consideration of Optional Fire Sprinkler Provisions Chapter 1306 (attachment)

(29-36) 2. Discussion of House Tax Bill LGA Reduction Provisions

Memo

To:

Mayor and City Council

From:

Stevan E. Kvenvold

Date:

April 22, 2003

Subject:

Optional Fire Sprinkler Provisions/Chapter 1306

The State of Minnesota has adopted a new building code, effective March 31, 2003. The City of Rochester is required to also adopt this building code and administer it. The City Council does not have the authority to amend the State Building Code, however, there are some optional code provisions which the Council can adopt, if they so chose.

The most controversial of the optional building code provisions is referred to as Chapter 1306, which deals with the installation of fire sprinklers in buildings.

The Fire Department is recommending that the Council adopt fire code sprinkler provisions which are more comprehensive than the fire sprinkler provisions contained in the new State Building Code.

Rochester has been a leader among Minnesota cities in requiring fire sprinkler systems in buildings. For many years, Rochester has had fire sprinkler installation requirements which have been more comprehensive than the sprinkler requirements contained in the State Building Code.

The Fire Department is recommending that the City Council adopt the least restrictive of the optional fire sprinkler provisions offered (alternate 1306, Subpart 3, Option 2) however, while these provisions are the least restrictive of the optional code provisions offered, these fire sprinkler system requirements would be more restrictive than the fire sprinkler requirements currently administered by the City. (See attached Chart).

There are currently 15 cities in the State of Minnesota which require more comprehensive fire sprinkler system installation requirements from those requirements in the base State Building Code document.

If the City Council does not adopt any of the optional fire sprinkler code provisions, its fire sprinkler code provisions contained in the base State Building Code document will be the requirements administered by the City. The fire sprinkler code provisions contained in the base State Building Code are less restrictive than provisions currently required by the City.

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Although not adopting any of the optional fire sprinkler code provisions will be somewhat of a backward step in terms of fire protection, I will be recommending that the City Council does not adopt any of the optional fire sprinkler system code provisions.

Although the optional fire sprinkler code provisions recommended by the Fire Department are the least restrictive of the optional fire sprinkler code provisions, these fire sprinkler provisions are more restrictive than currently administered by the City. The optional fire sprinkler code provisions would reduce the square footage that would require fire sprinkler systems from 5,000 sq. ft. to 2,000 sq. ft. and would require fire sprinkler systems in some townhouse applications, parking ramps and aircraft hangars.

It is my belief that the recommended optional fire code provisions would be detrimental to the start up of many small businesses. Any new construction in excess of 2,000 sq. ft. or the change of occupancy in any small building in excess of 2,000 sq. ft. would require the expense of installing fire sprinkler systems and the small square footage involved would make it difficult to recoup the expenses involved with installing fire sprinklers. Small businesses would be forced to look for places other than Rochester in which to locate their buildings.

It is unfortunate that the State Building Code formulators did not allow Rochester to at least keep the fire sprinkler provisions which it has currently administered for several years, however, I do not believe that it is in the interests of the community to adopt more restrictive fire sprinkler code provisions at this point in time.

This matter will be discussed further by the C.O.W. on 5/12/03. Comments on this subject have been requested by interested architects, engineers and developers.

Enclosure

C:

G. Neumann

R. Boose

D. Kapler

T. Spaeth

T. Adkins

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Assemble 1806	Proposed 1306 Requirements Subpart 2, Option 1	Alternate 1306 Requirements Subpart 2, Option 2	Alternate 1306 Requirements Subpart 3, Option 1	Alternate 1306 Requirements. Subpart 3, Option2
New Buildings, Buildings increased in Floor Area (new and existing area), and Occupancy Classification Change.	New Buildings, Buildings increased in Floor Area (new and existing area), and Occupancy Classification Change	New Buildings, Buildings increased in Floor Area (new and existing area), and Occupancy Classification Change	New Buildings, Buildings increased in Floor Area (new area only), and Occupancy Classification Change	New Buildings, Buildings increased in Floor Area (new area only), and Occupancy Classification Change
All Group A-1 Group A-2 with an occupant load of 300 or more All Group A2.1 Group A-3 with an occupant load of 300 or more	All Group A-1, A-2, A-3, and A-4	All Group A-1, A-2, A-3, and A-4	All Group A-1, A-2, A-3, and A-4	All Group A-1, A-2, A-3, and A-4
S-3 Service Stations greater than 3,000 sqft. S-3 Parking Garages greater than 3,000 sqft. B occupancies greater than 8,500 sqft. M, S, and F occupancies greater than 5,000 sqft.	B, M, S, and F occupancies greater than 2,000 sqft or 3 or more stories	B, M, S, and F occupancies greater than 2,000 saft or 3 or more stories	B, M, S, and F occupancies greater than 2,000 saft or 3 or more stories	B, M, S, and F occupancies greater than 2,000 sqft or 3 or more stories
E-1 and E-2 occupancies greater than 8,500 sqft.	Group E occupancies with 2,000 sqft or 2 or more stories.	Group E occupancies with 2,000 sqft or 2 or more stories.	Group E occupancies with 2,000 sqft or 2 or more stories.	Group E occupancies with 2,000 sqft or 2 or more stories.
E-3 occupancies with an occupant load of 30 or more.	Group E Day Care with an occupant load of 30 or more	Group E Day Care with an occupant load of 30 or more	Group E Day Care with an occupant load of 30 or more	Group E Day Care with an occupant load of 30 or more
R-1 occupancies greater than 8,500 sqft or greater than 3 floors.	Group R-1 and R-2 greater than 8,500 sqft or 3 or more stories. Attached group R-3 and town homes greater than 8,500 sqft.	Attached R-3 and town homes with 16 dwelling units or 3 or more stories	Group R-1 and R-2 greater than 8,500 sqft or 3 or more stories. Attached group R-3 and town homes greater than 8,500 sqft.	Attached R-3 and town homes with 16 dwelling units or 3 or more stories



City of Rochester Building Safety Department

Memo

To:

Steve Kvenvold

From:

Ron Boose

Date:

March 25, 2003

Subject: New State Building Code

The State has adopted a new Building Code through the rules making process. The model code that is used as a base document is revised every three years. The State Building Codes and Standards Division then analyzes the changes to each edition and recommends amendments to address specific conditions in our state. For the past 50 years or more there have been three different model code organizations in this country, each publishing their own model code. In 1994 the three organizations signed an agreement to cooperate in the publication of a single set of construction codes. That goal was accomplished with the publication of the 2000 International Building Code and other related International Codes. This past fall, the three organizations went a step further and voted to merge in to one organization, the International Code Council. The merger is currently under way and should be completed in a month or two.

The consolidation of three model codes into one resulted in a dramatically higher number of changes then typically encountered in the past when updated editions were adopted. This has in turn dramatically slowed the adoption process at the state level. The code has completed the rules making process and the final rules were published in the March 24th edition of the State Register, making them effective March 31st. The City of Rochester now needs to pass an ordinance adopting the new State Building Code. We do not have authority to amend the code at the local level, however; there are some options built into the code that must be selected by Council. Those options are the appendix chapter for grading activities, special fire protection systems, and a schedule of fees. The most controversial options regard the installation of fire sprinkler systems and are contained in Chapter 1306.

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The International Building Code contains thresholds for the installation of fire sprinkler systems for all types of buildings. There are a large number of variables and trade offs involved in determining whether or not a specific building must install sprinklers such as, number of stories, type of construction materials, proximity to property lines, and the use of the building. Chapter 1306 sets thresholds for sprinkler installations that are much simpler to determine and much more restrictive than those contained in the model code document. Each jurisdiction adopting the State Building Code has the option of adopting Chapter 1306 or following the provisions of the International Building code for the installation of sprinklers. The City of Rochester has adopted Chapter 1306 under the current State Building Code, however; there are a number of significant changes to this chapter in the new code.

If a jurisdiction elects to adopt 1306 there are further options within the chapter that must be selected. Each option must be selected without amendment. The first option is whether to apply the chapter provisions to existing and new buildings (subpart 2), or new buildings only (subpart 3). Subpart 2 requires the installation of sprinklers retroactively to existing buildings when an addition is constructed or the occupancy classification changes. This requirement applies to the entire building and not just the addition. Subpart 3 would only require the installation of sprinklers in new buildings, additions to existing buildings, and buildings in which the occupancy classification changes. The current 1306 does not contain this option and is applicable to existing and new buildings as in the new subpart 2.

The new 1306 contains a further option relating to the threshold at which townhomes would be required to be sprinkled. The model code treats townhouses as separate, though attached, buildings and applies the sprinkler requirement thresholds to each unit. The proposed 1306 contains two options regarding townhouses but both of them disregard the fire separation walls and treat all attached units as one building for determining sprinkler requirements. Option 1 requires sprinklers when the gross square footage of the building exceeds 8,500 square feet or there are dwelling units or guest rooms on three or more floors. Option 2 requires sprinklers when the building contains more than 16 dwelling units or is three or more stories in height. Option 2 mirrors the model code requirement for apartment buildings.

The general provisions of this chapter have also changed. The current threshold for a typical office building is 8,500 square feet or three or more stories. The new threshold would be 2,000 square feet. Similarly the current threshold for a mercantile occupancy is 5,000 square feet and would also be reduced to 2,000 square feet. Language in the chapter regarding certain storage occupancies, specifically open parking garages and airplane hangars, has been altered and clarified. The current language is vague and contradictory to the point that we were able to

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argue that the sprinkler requirements were not intended to apply to these buildings. The State Building Code staff agreed with our argument and sprinklers were not required in the recently constructed Mayo parking ramp on Third Avenue NW and the T-hangars at the airport. The new language invalidates our previous argument and, in response to a letter submitted by the Rochester Fire Department, the State has rendered the opinion that it is now intended to apply to these buildings.

Another optional provision is the appendix chapter on grading. Rochester has adopted these provisions in the past and the changes contained in the new appendix chapter have virtually no effect on current specifications for grading plans and permits. Public Works staff has reviewed the new chapter and strongly recommend its adoption in order to continue current practices. There is one notable difference between the two codes that we must address. The old grading chapter contained a fee chart for grading permits and the new chapter does not. Therefore, we will need to adopt a fee chart for grading permits in our ordinance even if we simply re-adopt the current fees.

Local jurisdictions also have the authority to establish their own fee schedules for all permits and plan reviews. The State Building Code does require that "fees established by the municipality must be by ordinance and must be fair, reasonable, and proportionate to the actual cost of the service for which the fee is imposed." Rochester has not adjusted building permit fees for over ten years. Based on information from a survey of metro area suburbs, our fees for a \$100,000 house are about 1/3 the amount of those for many metro jurisdictions and about ½ the amount that would be charged by the State fee schedule. An in depth discussion of building permit fees can be delayed to a later date, however; I am proposing some minor changes to our fee schedule at this time to clarify re-inspection fees and provide a fee for residential footing and foundation permits. I have explained these proposed changes in greater detail in a separate memo.

While the full discussion of fees can be delayed, the decisions on adoption of Chapter 1306 and the grading appendix chapter need to be made soon as they will effect many pending projects and the development community is anxious to know in which direction to proceed.

City of Rochester Building Safety Department

Memo

To:

Stevan Kvenvold

From:

Ron Boose 1

Date:

March 25, 2003

Subject: Proposed Revisions to Building Permit Fees

The proposed revisions to our building permit fee schedule do not alter the basic formulas for calculating fees but are needed to update code section references and add some fee amounts for services that are currently being provided for free or well below cost.

Subdivision 6 is new to the Rochester fee schedule. Items 1 through 4 are contained in both the Uniform Building Code and the State Building Code (SBC) but item 5 is not in either document. Following is a brief explanation of each item and why it is needed.

- 1. We occasionally get requests to perform inspections late at night or on weekends. Such requests are infrequent and generally involve a commercial electrical service upgrade where the existing service must be removed for a new service to be installed. Businesses prefer to have this work performed at night or on a weekend to avoid interrupting business activity and are willing to pay their electricians, RPU, and our inspectors additional compensation for the service. Our collective bargaining agreement with the inspectors' association requires us to pay an inspector for a minimum of two hours at time and a half if they are called in after hours.
- 2. This fee is imposed when the permit holder schedules an inspection and the relevant work is not ready for inspection or corrections that had been previously ordered have not been made. The fee is not to be applied the first time an inspection is failed. The fee is intended to serve as a deterrent to contractors who repeatedly schedule inspections for work that is not complete, taking inspectors away from work that is ready.
- 3. This is just a catchall to cover requests for services that we have not anticipated and are not covered by a permit.

- 4. Most commercial projects go through some changes between the time the original permit application is submitted and the completion of the project. These are not a big concern and we would not be assessing fees for a small number of minor revisions. However, some projects go through so many changes that the finished project barely resembles the original plan. These projects consume a disproportionate amount of staff time for the original plan review fee and should be assessed additional fees.
- 5. We currently issue footing and foundation permits for one and two-family dwellings over the counter for no charge. This service consumes staff time that could be better used reviewing full plans. We have reduced and held our turn around time on these plans to about two weeks for the last year. We estimate that 90 to 95% of all applicants currently request a foundation permit although many of them are not used, as the full permit is ready before the footings are installed. The fee is intended to greatly reduce the demand for this service and free up staff time to review full permit applications. If we do fall behind by more than two weeks, we will offer the foundation permit for no charge.

Subd. 6. Other Inspections and Fees

1.	Inspections outside of normal business hours (minimum charge two hours)	\$45.00 per hour
	•	A
2.	Re-inspection fees	\$45.00 per hour
	Inspections for which no fee is specifically indicated	\$45.00 per hour
	(minimum charge – one-half hour)	
4.	Additional plan review required by changes, additions or	
		\$45.00 per hour
5.	Footing/foundation permits for one and two-family dwelling	ngs
	NAME to the 1400 business down of continuous	¢400 00

Within ten (10) business days of application \$100.00

If initial plan review is not completed within ten (10) business days of application no charge

City of Rochester Building Safety Department

Memo

To: Mayor and City Council

From: Ron Boose 沉防

Date: May 9, 2003

Subject: Building Permits Fees -

CC: Stevan Kvenvold

In a memo of March 25, 2003, I outlined some very limited specific recommended changes to our building permit fee schedule. At that time I was anticipating a more in depth discussion of the overall fee schedule at a later time, however; at the March 31, COW meeting council indicated a desire to discuss fees in conjunction with the current adoption of the new State Building Code.

Compared with building permit fees of other jurisdictions in and outside of the state, Rochester building permit fees are low. I have attached a copy of our current fee schedule, which was adopted in, and has remained unchanged since, 1992. I have also included three fees schedules extracted from different editions of the Uniform Building Code (UBC). The UBC has given way to the International Building Code (IBC) as the base document for the Minnesota State Building Code and the IBC does not include a recommended fee schedule. New editions of the model codes are published every three years. The UBC recommended fee schedule did not change from 1985 through 1991 but was adjusted upward in 1994 and 1997. Rochester has a lower fee schedule for one and two-family dwellings (groups M and R-3 occupancies on this chart) which is unusual in my experience and not reflected in the model code or state fee schedules.

In comparing these various fee schedules it is obvious that our fees are considerably lower than even the 1985 UBC fee schedule. Our current building permit fee for a \$100,000 improvement to a single-family residence is \$324.00 while the 1985 chart would indicate a fee of \$639.50, almost twice our fee amount. I have included a page from a 2000 survey of building permit fees for the twin cities area, which indicates that most of those communities are using the 1997 UBC fee schedule, resulting in a permit fee of \$993.75, over three times higher than ours. I pulled a file on a house



constructed in Rochester within the last six months, valued at \$116,000, and the total for all building permit related fees was \$961.70. This includes plan review, electrical, plumbing, HVAC, and zoning certificate fees.

The principle purpose of building permit fees is to offset the cost of providing plan review and inspection services. The State does not limit municipalities in setting their fees other than requiring that they be set by ordinance and be "fair, reasonable, and proportionate to the actual cost of the service for which the fee is imposed." Even at our bargain prices revenues collected by our department have exceeded direct expenditures for the past several years. The boom in building activity over the past four or five years coupled with insufficient department staffing levels produced a revenue surplus for the department. With the addition of needed staff the difference between revenues and expenditures has been narrowing over the past two years. The figures for the first quarter of this year indicate an_approximate break even between department revenues and direct expenditures with one authorized full-time position held vacant and other cost saving measures employed due to general city budget concerns. Any further decline in construction activity will result in a deficit for the department. Service levels for plan review and inspections remain a constant source of complaints even with the additional department staffing.

I would recommend that building permit fees be adjusted to provide additional revenue for improved service levels. Additional staff may be required to achieve acceptable service levels but investment in newer technology is also an avenue that should be pursued. Our current permitting system is over ten years old and new systems employing wireless technology and web access for customers would make existing staff much more efficient. I would suggest eliminating the reduced schedule for residential projects and adopting the 1985 fee schedule. This would produce a very small increase for small remodeling projects but a fairly significant increase for most new homes. Our fees would still be only about 2/3s of those of most metro area communities.

While nobody welcomes increased costs, most of the builders I have spoken with would not object strongly to some increase if it resulted in improved service levels. They do object strongly to increased fees for current or declining service levels. Therefore, I would further recommend that the Building Safety Department be established as a separate fund as are the Library and Parks and Recreation Departments. Some other cities in the state use this approach, as does the State itself for their Building Code and Electrical Divisions. This action would allow us to build reserves for investment in technology as well as periods of decreased construction activity. Department revenues would be better matched with the costs of services provided. Any needed future fee adjustments would be easier to identify and justify. Whether the separate fund is within or outside of the general fund, it would serve to make the department more accountable to the construction community in the areas of fees and service levels.

Rochester Permit Fees

THE DETERMINATION OF VALUATION SHALL BE IN ACCORDANCE WITH SECTION 304(A), AND NOT LESS THAN THE MINIMUM THRESHOLD VALUE PER SQUARE FOOT LISTED IN THE STANDARD BUILDING VALUATION DATA PUBLISHED BY THE STATE OF MINNESOTA BUILDING CODE DIVISION FOR NEW BUILDINGS

Group A through I and R-1 Occupancies

TOTAL VALUATION		FEE
\$1.00 to \$500.00 \$501.00 to \$2,000.00		\$15.00 \$15.00 for the first \$500.00 plus \$1.00 for each a dditional \$100 or fraction thereof, to and including \$2,000.00.
\$2,001.00 to \$25,000.00		\$30.00 for the first \$2,000.00 plus \$7.00 for each a dditional \$1,000.00 or fraction thereof, to and including \$25,000.00.
\$25,001.00 to \$50,000.00		\$191.00 for the first \$25,000.00 plus \$5.00 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00.
\$50,001.00 to \$100,000.00	\$316.00	for the first \$50,000.00 plus \$4.00 for each additional \$1,000.00 or fraction thereof, to and including \$100,000.00.
\$100,001.00 to \$500,000.00		\$516.00 for the first \$100,000 plus \$3.00 for each a dditional \$1,000.00 or fraction thereof, to and including \$500,000.00.
\$500,001.00 to \$1,000,000.00		\$1,716.00 for the first \$500,000 plus \$2.00 for each additional \$1,000.00 or fraction thereof to and including \$1,000,000.00.
\$1,000,001.00 and up		\$2,716.00 for the first \$1,000,000 plus \$1.00 for each additional \$1,000.00 or fraction thereof.
Groups M and R-3 Occupancies		
TOTAL VALUATION		FEE
\$1.00 to \$500.00 \$501.00 to \$2,000.00		\$15.00 \$15.00 for the first \$500.00 plus \$1.00 for each additional \$100.00 or fraction thereof, to and including \$2,000.00



\$2,001.00 to \$100,000	\$30.00 for the first \$2,000.00 plus \$3.00 for each additional \$1,000.00 or fraction thereof to and including \$100,000.00.
	thereof to and including \$100,000.00.

\$100,001.00 and up \$324.00 for the first \$100,000 plus \$2.00 for each a dditional \$1,000.00 or fraction thereof.

Subd. 5. Permit Fees for Plumbing, Electrical, and Heating, Ventilating, and Air Conditioning. Permit fees for plumbing, electrical, heating, ventilating, and air conditioning work shall be computed on the basis of the actual cost of the proposed work to the owner. The person making application for a permit shall be responsible for correctly reporting the actual cost to the owner. Fees for permits shall be as follows:

TOTAL VALUATION		FEE
\$1.00 to \$500.00		\$15.00
\$501.00 to \$2,000.00		\$15.00 for the first \$500.00 plus \$2.00 for each additional \$100.00 or fraction thereof to and including. \$2,000.00
\$2,001.00 to \$25,000.00		\$45.00 for the first \$2,000.00 plus \$9.00 for each a dditional \$1,000.00 or fraction thereof, to and including \$25,000.00.
\$25,001.00 to \$50,000.00		\$252.00 for the first \$25,000.00 plus \$7.00 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00.
\$50,001.00 to \$100,000.00	\$427.00	for the first \$50,000.00 plus \$6.00 for each additional \$1,000.00 or fraction thereof, to and including \$100,000.00.
\$100,001.00 to \$500,000.00		\$727.00 for the first \$100,000.00 plus \$4.00 for each additional \$1,000.00 or fraction thereof, to and including \$500,000.00.
\$500,001.00 to \$1,000,000	\$2,327.0	00 for the first \$500,000.00 plus \$3.00 for each additional \$1,000.00 or fraction thereof to and including \$1,000,000.00.
\$1,000,001 and up		\$3,827.00 for the first \$1,000,000 plus \$2.00 for each additional \$1,000.00 or fraction thereof.

EXTRACTED FROM THE 1985, 1988 AND 1991 UNIFORM BUILDING CODE

TABLE NO. 3-A - BUILDING PERMIT FEES

TOTAL VALUATION	FEE	
\$1.00 to \$500.00	\$15.00	
\$501.00 to \$2,000.00	\$15.00 for the first \$500.00 plus \$2.00 for each additional \$100.00 of fraction thereof, to and including \$2,000.00	
\$2,001.00 to \$25,000.00	\$45.00 for the first \$2,000.00 plus \$9.00 for each additional \$1,000.00 or fraction thereof, to and including \$25,000.00	
\$25,001.00 to \$50,000.00	\$252.00 for the first \$25,000.00 plus \$6.50 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00	
\$50,001.00 to \$100,000.00	\$414.50 for the first \$50,000.00 plus \$4.50 for each additional \$1,000.00 or fraction thereof, to and including \$100,000.00	
\$100,001.00 to \$500,000.00	\$639.50 for the first \$100,000.00 plus \$3.50 for each additional \$1,000.00 or fraction thereof, to and including \$500,000.00	
\$500,001.00 to \$1,000,000.00	\$2,039.50 for the first \$500,000.00 plus \$3.00 for each additional \$1,000.00 or fraction thereof, to and including \$1,000,000.00	
\$1,000,001.00 and up	\$3,539.50 for the first \$1,000.000.00 plus \$2.00 for each additional \$1,000.00 or fraction thereof	
Other Inspections and Fees:		
1. Inspections outside of norm	al business hours \$30.00 per hour *	
(minimum charge – two hours)		
2. Reinspection fees assessed under provisions of Section 305 (g)		
3. Inspections for which no fee is specifically indicated \$30.00 per hour *		
(minimum charge one-half hour)		
4. Additional plan review required by changes, additions		
or revisions to approved plans		
* Or the total hourly cost to the invitation 1:1		

^{*} Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

EXTRACTED FROM 1994 UNIFORM BUILDING CODE

TOTAL VALUATION	FEE	
\$1.00 to \$500.00	\$21.00	
\$501.00 to \$2,000.00	\$21.00 for the first \$500.00 plus \$2.75 for each additional \$100.00, or fraction thereof, to and including \$2,000.00	
\$2,001.00 to \$25,000.00	\$62.25 for the first \$2,000.00 plus \$12.50 for each additional \$1,000.00, or fraction thereof, to and including \$25,000.00	
\$25,001.00 to \$50,000.00	\$349.75 for the first \$25,000.00 plus \$9.00 for each additional \$1,000.00, or fraction thereof, to and including \$50,000.00	
\$50,001.00 to \$100,000.00	\$574.75 for the first \$50,000.00 plus \$6.25 for each additional \$1,000.00, or fraction thereof, to and including \$100,000.00	
\$100,001.00 to \$500,000.00	\$887.25 for the first \$100,000.00 plus \$5.00 for each additional \$1,000.00, or fraction thereof, to and including \$500,000.00	
\$500,001.00 to \$1,000,000.00	\$2,887.25 for the first \$500,000.00 plus \$4.25 for each additional \$1,000.00, or fraction thereof, to and including \$1,000,000.00	
\$1,000,001.00 and up	\$5,012.25 for the first \$1,000,000.00 plus \$2.75 for each additional \$1,000.00, or fraction thereof	
Other Inspections and Fees:		
1. Inspections outside of normal business hours\$42.00 per hour *		
2. Reinspection fees assessed under provisions of Section 108.8		
Section 108.8		
4. Additional plan review required by changes, additions		
or revisions to plans \$42.00 per hour *		
5. For use of outside consultants for plan checking and inspections, or both		

^{*} Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

^{**} Actual costs include administrative and overhead costs.



EXTRACTED FROM 1997 UNIFORM BUILDING CODE

TABLE NO. 1-A – BUILDING PERMIT FEES

TOTAL VALUATION	FEE	
\$1.00 to \$500.00	\$23.00	
\$501.00 to \$2,000.00	\$23.50 for the first \$500.00 plus \$3.05 for each additional \$100.00, or fraction thereof, to and including \$2,000.00	
\$2,001.00 to \$25,000.00	\$69.25 for the first \$2,000.00 plus \$14.00 for each additional \$1,000.00, or fraction thereof_to and including \$25,000.00	
\$25,001.00 to \$50,000.00	\$391.25 for the first \$25,000.00 plus \$10.10 for each additional \$1,000.00, or fraction thereof, to and including \$50,000.00	
\$50,001.00 to \$100,000.00	\$643.75 for the first \$50,000.00 plus \$7.00 for each additional \$1,000.00, or fraction thereof, to and including \$100,000.00	
\$100,001.00 to \$500,000.00	\$993.75 for the first \$100,000.00 plus \$5.60 for each additional \$1,000.00, or fraction thereof, to and including \$500,000.00	
\$500,001.00 to \$1,000,000.00	\$3,233.75 for the first \$500,000.00 plus \$4.75 for each additional \$1,000.00, or fraction thereof, to and including \$1,000,000.00	
\$1,000,001.00 and up	\$5,608.75 for the first \$1,000,000.00 plus \$3.15 for each additional \$1,000.00, or fraction thereof	
Other Inspections and Fees:		
1. Inspections outside of normal business hours		
2. Reinspection fees assessed under provisions of Section 305.8		
Section 305.8		
(minimum charge – one-half hour)		
4. Additional plan review required by changes, additions		
or revisions to plans		
5. For use of outside consultants for plan checking and inspections, or both		
* Or the total hourly east to the invisibilities, which are in the protect. This goes that it is also		

^{*} Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

^{**} Actual costs include administrative and overhead costs.



BUILDING

CITIES 0 - 2,500

Excelsior	847.2 5
Long Lake	1,843 .75
Spring Park	1,843 .75
Woodland	988.75

Spring Park Woodland	1,943 .75 983. 75
CITIES 2,500 - 10	
Afton	892.50
Arden Hills	based on tbl 1A 97UBC & bldg official
Bayport	983.75
Circle Pines	983. 75
Corcoran	1,69 9.43
Dayton	867.25
East Bethel	953.75 + 49.69 sur charge
Falcon Heights	993. 75
Farmington	993.75
Forest Lake	priced by square footage
Ham Lake	983.75
Hugo	867.25
Independence	permit fee schedule for year 1994
Lauderdale	942.50
Little Canada	993.75
Mahtomedi	867.25
Medina	1,513.96 includes all three sur-charge
New Prague	588
Newport	957.2 5
Norwood Young A	852.50 + state surcharge
Oak Grove	887.2 5
Oak Park Heights	933.75 Doesn't inc PLElect/ME/Fireplace
Orono	983.75
Osseo	983.75
Rockford	933
Shorewood	per 1997 UBC table
Spring Lake Park	983.75
St. Anthony	953.75 + 50/surcharge
St. Francis	1534 Fee Schedule
St. Paul Park	933.75 25/water conn.Permit 25/swr
	68.50 wtr 10/dr
Victoria -	986.75
Watertown	957.75

CITIES 10,000 - 20,000

Wayzata

Andover	asper UBE building code
Anoka	22.50/min per state bldg code
Chanhassen	867.25
Chaska	993.75
Columbia Heights	93.75 + state surcharge of 50
Hastings	953.75
Hopkins	983.25 + state surcharge of 50 per 99UBC
Lino Lakes	855
Mendota Heights	6 39 .50
Mounds View	993.75
North St. Paul	953.75

867.25

Prior Lake	993 .75
Ramsey	993.75
Robbinsdale	1997 UBC Fee Schedule
Rosemount	9 93 .75
Savage	993.75

993.75

Stillwater 1997 UBC fee table Vadnais Heights 993.80 (97 UBC)

West St. Paul 887.25

CITIES OVER 20,000

Shakopee

St. Paul

White Bear Lake

Apple Valley	993.75
Blaine	1,053.75/w state surcharge and certificate of occu
Bloomington	based on sq ft
Brooklyn Center	1,366.72
Brooklyn Park	993.75
Burnsville	993.75 used 1997 UBC Table 1-A
Coon Rapids	993.75 + 50 = 1,043.75
Cottage Grove	Table 1A of '94 of UBC unless specified otherwise
Crystal	993.75
Eagan	993.75
Eden Prairie	643.75/1st 50k + 7/ea add'l 1k or fraction thereof
Edina	887.25
Fridley	993.75/permit 1,150/SAC 100/Fire sc 50/state sc
Inver Grove Hgts.	887.25
Lakeville	city has detail
Maple Grove	993.75
Maplewood	993.75
Minneapolis	993.75
Minnetonka	892.50
New Brighton	895
New Hope	993.75
Oakdale	993.75
Plymouth	993.75
Richfield	993.75
Roseville	993.75
Shoreview	993.75
South St. Paul	993.75

The following fees were computed for a new single family residential dwelling valued at \$100,000 in accordance with Minnesota State Building Code Letter No. 65. It has 20 plumbing fixture units; 200 amp service with 14-0 to 30 amp circuits and 1-31 to 100 amp circuits; and a 100,000 BTU furnace and air conditioning.

fee+443.25)

887.25

887.25 (2001 Housing Initiative 1/2

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St. Paul raising fees for construction permits and inspections

Kevin Duchschere, Star Tribune

Published April 2, 2003

FEES02

Construction permit and inspection fees go up today in St. Paul, the first such increases in the city in several years.

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Although recent state-aid cuts have sent city officials scrambling for new ways to raise revenue, that wasn't the initial reason for the fee hike, said Robert Humphrey, an assistant in the city's Office of License, Inspections and Environmental Protection (LIEP).

The increases were proposed a year ago to bring the city in line with provisions of the 1997 Uniform Building Code and cover the actual cost of inspections, he said. The previous scale was based on the 1994 code.

The new fees were passed by the City Council in February and approved last month by Mayor Randy Kelly.

The higher fees will increase permit revenues by an estimated \$850,000 each year, Humphrey said. St. Paul collected \$5.4 million in permit fees last year.

Under the amended ordinance, building-permit fees for general construction are about 12 percent higher than before, and a wide range of miscellaneous inspection fees have been been raised by up to 26 percent.

Such inspections include buildings to be moved or razed; elevators; electrical work; fuel burners; plumbing; signs and billboards; heating and ventilation systems; fences and parking lots.

Some certificate-of-occupancy fees also were raised.

City officials have kept taxes and fees stable since the early 1990s, but the past year has seen increases in some fees. Moreover, the City Council last year approved new assessments proposed by Kelly for snowplowing, tree trimming and sidewalk maintenance.

ONLINE:

• For more information and a list of specific fee increases, go to the LIEP Web site at http://www.liep.us and click on LIEP NEWS.

Kevin Duchschere is at kduchschere@startribune.com.

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Initiative For Fire Sprinkler Tax Break!

The National Fire Sprinkler Association (NFSA) is calling for support for the passage of critical legislation that will provide a substantial tax benefit to building owners who install or retrofit property with fire sprinklers.

Rep. Curt Weldon (R-PA) and Rep. James Langevin (D-RI) introduced **HR 1824** on April 11, 2003. The bill will amend the 1986 Internal Revenue Tax Code to classify automatic fire sprinkler systems as five-year property for the purpose of depreciation. The shorter period of depreciation will encourage the retrofit of existing depreciable property by offering a quicker "pay back."

For instance, a sprinkler system that costs \$100,000 can, if this Legislation is passed, be depreciated at \$44,000 in the first year with the remainder deducted over the balance of the five years. Currently, tax treatment can take up to 39 years for the full depreciation in some cases!

Please take one minute to download a copy of the Bill as well as the white paper and executive summary prepared by the Ad Hoc Industry Committee by logging onto www.nfsa.org. In the upper-right hand corner is the "Fire Sprinkler Initiative Act" box, click on it and you are on your way.

You will connect to the NFSA web page that will enable you to send a letter of support directly to the House Ways and Means Committee and directly YOUR Representatives. Its already written, click on Cap Wiz, its that simple! One minute of your time that may change fire safety history in the United States!

Everyone can benefit from this legislation. It takes the cost argument out of installing fire sprinklers. This is the most responsible legislation regarding fire sprinklers <u>ever</u> introduced.

Thank you for your time and continued support of the National Fire Sprinkler Association which enables us to support the industry!



Mayo Clinic 200 First Street SW Rochester, Minnesota 55905 507-284-2511

Facilities Project Services

May 7, 2003

Ardelle F. Brede, Mayor City of Rochester Room 281 City Hall 201 4th Street SE Rochester, MN 55904

Rochester City Council Members c/o Stevan E. Kvenvold, City Administrator Room 266 City Hall 201 4th Street SE Rochester, MN 55904

RE: Optional Building Code Provision 1306

Dear Mayor and Council Members:

On behalf of the architectural and engineering staff at Mayo Clinic Facilities Project Services Division, we appreciate the opportunity to address the proposed Chapter 1306 of the new building code. In response to your request of April 16, 2003, we have concerns as to the application of the optional Chapter 1306, specifically as it relates to our open parking ramps.

If the City of Rochester chooses to adopt this chapter, it would have negligible affect for Mayo Clinic buildings, due to our practice of sprinklering all buildings except our parking ramps. It is within the parking ramps that we have concerns with this chapter and believe the benefits of the sprinklers **do not** offset the cost of installation and maintenance.

The following points summarize our objections to the requirement of sprinklering parking ramps:

- The total parking structure is of non-combustible materials.
- Adjoining buildings are normally sprinklered.
- Mayo has experienced three incidences of fires in parking ramps in the past 5 years. In each of these, the damage was limited to vehicle of source, with heat damage only to the adjoining cars. It is questionable if sprinklers would have minimized the damage in any of these situations.
- Mayo's insurance carrier has indicated rates will not be lower in parking ramps due to a sprinkler system.
- Major maintenance issues result from sprinklers in an open, unheated parking ramp. The damage from frozen sprinkler pipes has exceeded the benefits of the sprinkler protection.
- When a sprinkler discharges or a pipe fails during winter temperatures the ice formed on the sloped parking deck also creates a safety hazard that could be as dangerous as the fire.

Over the past years we have experienced significant maintenance for the dry pipe systems which we currently have in our enclosed underground ramps. As previously noted, we have experienced three car fires in our ramps. However, over that same period of time, we have experienced over 30 calls due to pipe failures from freezing moisture.



In summary, the majority of Chapter 1306 is not objectionable except for the requirement for sprinklers in parking ramps. Thus as the City considers the new International Building Code, we would ask the City to accept the International Building Code for sprinklering requirements or consider other options in lieu of Chapter 1306. To include the sprinklering requirements in an open parking ramp would be a greater burden then benefit of the protection of the public.

Again, we thank you for the opportunity to share these opinions on Chapter 1306. If you wish, we will have representatives available at the May 19, 2003 City Council meeting to address any further questions.

Sincerely,

Donald L. DeCramer

Facilities Project Services



May 7, 2003

Stevan Kvenvold City Administrator 201 4th Street SE City Hall, Room 266 Rochester, MN 55904

Dear Stevan:

This letter is in response to the optional building code provision 1306 that the Rochester City Council will be reviewing on May 12th. Alternate 1306 would reduce the square footage requiring fire sprinkler systems in new buildings or additions from 5,000 sq. ft. to 2,000 sq. ft., and would require fire sprinkler systems in some townhouse applications, parking ramps, and aircraft hangars. The Rochester Area Chamber of Commerce does not support this adoption.

Historically, the City of Rochester has been a leader in the use of sprinkler systems. The use of sprinkler systems has kept the cost of fighting fires to a minimum. The Rochester Chamber agrees that the use of sprinklers has lowered the cost of fire protection that the public and our membership pay. With that said, the Rochester Area Chamber of Commerce does not feel the cost/benefit warrants this proposed change. Our member builders have estimated that by lowering the square footage from 5,000 to 2,000, will cost approximately \$20,000 for new commercial construction to over \$30,000 for an addition to a existing commercial building. This applies to change of occupancy of businesses as well.

These additional costs will force businesses to expand to other communities who do not adopt code provision 1306. Currently, only 15 cities in Minnesota have the current 5,000 square foot requirement. By approving this, Rochester would have one of the strictest codes in the state.

In these uncertain economic times, now is not the time to add another fee to small businesses in Rochester. On behalf of our 1,000 members, the Rochester Area Chamber of Commerce strongly opposes the adoption of code provision 1306 and urge you to keep the current fire sprinkler code.

Sincerely,

John Wade President



3400 East River Road NE Rochester, MN 55906 507-282-7698 Phone 507-282-6351 Fax RAB@rconnect.com rochesterareabuilders.org May 7, 2003

Stevan Kvenvold City Administrator 201 4th Street SE City Hall, Room 266 Rochester, MN 55904

Dear Stevan,

As requested, the Rochester Area Builders, Inc. is offering input regarding Optional Building Code Provision 1306. We do not support the adoption of 1306 because we believe that it will add too much expense to smaller sized buildings. 1306 would apply to existing buildings as well making the remodeling of Rochester's existing buildings unfeasible.

Attached are two examples of the costs 1306 will add to a 2,200 square foot building in NE Rochester.

Thank you for requesting the Rochester Area Builders' input on this very important matter. If you have any questions about the attached information, feel free to contact me at your convenience.

Respectfully,

Aaron Benike

Chairperson

Government Affairs Committee

Rochester Area Builders Inc.

Alvin E. Benike, Inc.



General Contractor Since 1937

2960 HIGHWAY 14 WEST • P.O. BOX 6547 • ROCHESTER, MINNESOTA 55903 PHONE 507-288-6575 • FAX 507-288-0116

May 7, 2003

Sandy Friend Executive Officer Rochester Area Builders, Inc. 3400 East River Road NE Rochester, MN 55906

Dear Sandy,

As requested, I am offering my input regarding the costs of Optional Building Code Provision 1306. As you will see, smaller buildings will experience a very large expense that may make a new building or the remodeling of an existing structure unfeasible.

In the summer of 2002 Alvin E. Benike Inc. built a 2,200 SF building in NE Rochester. Attached is my attempt to provide a real example of the costs of Provision 1306.

The first illustrates what it would have cost to install the fire protection system, the required utility services and monitoring as part of the original construction. The second estimate illustrates what it would cost to retrofit the fire protection system, the required utility services and monitoring for the existing building.

If you have any questions the attached information, feel free to contact me at your convenience.

Constructively,

Aaron Benike

Project Manager ALVIN E. BENIKE INC.

Cara Bah



General Contractor Since 1937

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Example #1.

Description of work:

Install a 4" water line into SE corner of building. Install fire protection system from riser with alarm system as required per attached Tenant layout. Work to be sequenced during original construction of building.

Tamper and flow switch, outside bell, pull station, two phone lines to Fire alarm panel and dedicated power to fire alarm panel.	\$ 2,500
Monitoring costs for 1 st year.	\$ 348 *
Installation of two dedicated phone lines and service for one year.	<u>S 1,222 *</u>
Total estimated costs	\$20,720

^{*} Indicates an Annual Cost



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Example #2.

Description of work:

Install a 4" water line, run into SE corner of building. Install fire protection system from riser with alarm system as required per attached Tenant layout. Work to be done after building and all site work has been completed.

Breakdown of work:

Remove existing bituminous and concrete south of building. Remove existing sidewalk landscaping and curb. Install new 4" waterline into	
building. Patch road, concrete curb, sidewalk and landscaping.	\$ 16,775
Install wet system with pendant heads into existing ceiling.	\$ 11,000
Provide fire alarm panel with dialer, fire alarm audio visual unit Tamper and flow switch, outside bell, pull station, two phone lines to	
Fire alarm panel and dedicated power to fire alarm panel.	\$ 2,500
Monitoring costs for 1 st year.	\$ 348 *
Installation of two dedicated phone lines and service for one year.	\$ 1,222 *
Total estimated costs the 1st year	\$ 31,845

^{*} Indicates an Annual Cost



A.B. SYSTEMS, INC. / 209 WOOD LAKE DR. S.E. / ROCHESTER, MN 55904 / (507) 288-9397 General Contractor/Oovelaper FAX (507) 289-5113

TO:

Stevan E. Kvenvold, City Administrator City of Rochester Administrators Office

201 4th Street S.E, Poom 266 Rochester, MN 55904-8082

DATE:

May 7, 2003

RE:

Optional Building Code Provision 1306

Rochester, Minnesota

Dear Mr. Kvenvold:

Thank You for you letter dated April 16, 2003. We appreciate the opportunity to have our comments considered regarding the optional building code Sprinkler provision 1306.

In our review and consideration for the proposed provision. We developed a brief summary of several areas of concerns that were identified as follows:

- a. The Historical data for the proposed Optional 1306 was put in place by the State to allow the applicable areas of city, and rural regions based on the local fire suppression capabilities.
- b. Reduced thresholds above the new IBC Building Code would be a burden for several sectors of the community. (i.e small buissness as well as large
- c. As design professionals we would like to see greater uniformity with IBC sprinkler requirements throughout the state.
- d. The issue of varying the sprinkler threshold is problematic. It can create confusion and doubt in the public realm as to what the appropriate thresholds are. In lieu of the industry standards and historical data associated with the use of sprinklers, it is felt that the new IBC 2000 code meets the required standards for the entire State.
- e. Statistical records and data associated with Fire / life and safety issues regarding the sprinkler thresholds. Where is the historical data indicating we need to reduce the thresholds?

f. The health, and life safety standards associated with the built environment are identified in the building codes and carefully controlled by industry standards and design professionals.

In lieu of our concerns as noted above, as well as the history and background associated with the proposed option of Section 1306. It is our opinion that the new IBC 2000 has established the new standard and threshold for sprinkler requirements for the entire State and country. The IBC committee has evaluated all the building codes (Life, health & Safety) criteria with the approved agencies for the appropriate sprinkler threshold requirements for all building types.

In closing, we recognize that we have abbreviated the above noted concerns and issues for a very complex and controversial option. However, It is thought that the issues that we have identified can prove to be verifiable factors in this evaluation process.

Sincerely,

Pete Schuller, President

Steye Knofle, Vice President

Joseph Conti, AIA, NCARB

ABS:JC 050703 2003-000A



City of Rochester City Administrator's Office

Memo

To: Mayor and City Council

Department Heads

From: Gary Neumann

Date: May 9, 2003

Re: House GOP LGA Bill

The House approved their Tax Bill on Wednesday, May 7th. The Senate has not approved a tax bill as of this date. Action on the Senate Tax Bill may happen next week. Differences in the bills will be discussed in a Conference Committee.

The House GOP LGA formula and the level of the cuts imposed is simply a disaster for Rochester. It is also a disaster for many other Greater Minnesota Cities and the Central cities, Minneapolis and St. Paul, but that is no consolation. There are two provisions in the House formula that were **not** contained within the formula recommended by the Governor and these provisions substantially increase the cuts to Rochester. There are the only three cities that are impacted cumulatively by both of these provisions — Minneapolis, St. Paul, and Rochester. The Governor's proposed cuts for Rochester are a disaster largely because he cuts more total dollars. The House Bill cuts less in total LGA dollars (as they include some Racino or other funding), but because their formula is worse for Rochester we end up at essentially the same place, a 2004 proposed cut of approximately \$7.0 million.

The House adopted this formula and the level of the cuts after a vigorous debate on an amendment offered by Rep. Dan Dorman of Albert Lea that would have reduced the cuts to cities in Greater Minnesota, including Rochester, and the central cities. Under the Dorman amendment, the cut to the City of Rochester would have been reduced from \$6,993,322 for 2004 to \$1,944,124. The Mayor, Sandy Keith, and myself made several trips to St. Paul to meet with the Rochester House members from Districts 29 and 30. Rep. Carla Nelson voted to support the Dorman Amendment to reduce the cuts to Rochester. However, Representatives Fran Bradley, Randy Demmer, and William Kuisle voted against the amendment and thus against lower cuts for Rochester. The amendment failed on a vote of 62 to 71,



Some of the key things that should be pointed out about the House Tax Bill LGA cuts and their formula:

Lack of "Sharing The Pain". The House Bill cuts Local Government 1. Aid by large amounts that inflict big cuts on Greater Minnesota Cities and Minneapolis and St. Paul while making much smaller cuts to the more property tax wealthy suburbs. This happened because they did not want to take back any of the State subsidy for the Metropolitan Bus In that regard, it appears that Metropolitan buses and "Caucus Harmony" were more important than reductions in Police, Fire, Public Works, Library, and Park and Recreation services in Rochester and other Greater Minnesota cities or property tax increases in those communities. We have previously noted that the suburban communities received much higher property tax relief per citizen in the 2001 property tax reform and are now receiving much lower cuts per citizen in 2003. In that regard, they have the best of both worlds; more property tax relief and smaller cuts. The cut to Rochester is equal to 60% of the Rochester LGA and 51% of the LGA plus Market Value Credit. For comparison, Minneapolis has a reduction of 41% of total aid and St. Paul is at 33% of total aid. Of all the major cities or larger regional centers that receive significant amounts of LGA, Rochester receives the largest percentage loss in aid under the House Tax Bill. We can again say we are Number One!

An example of the cuts for 2004 is as follows:

Permanent Cuts to Greater M Cities (2004 and following year		Two Year Temporary Cuts to Metro Suburbs (2004 only, funding restored in 2005)				
	Population			Population		
Rochester \$6,6993,322	85,806	Edina	\$ 606,662	47,425		
		Plymouth	809,989	65,894		
		Roseville	673,701	33,690		
		Minnetonka	953,655	51,301		
		Woodbury	1,008,849	46,463		
		Eden Prairie	1,002,540	54,901		
		Eagen	1,323,300	63,557		
		Chaska	148,948	17,449		
		Prior Lake	400,100	15,917		
		Totals	\$6,927,744	396,597		

Permanent Cuts to Other Greater Minnesota Cities and central cities	
Albert Lea	\$1,212,336
Austin	1,530,817
Mankato	2,413,991
New Ulm	1,238,797
Owatonna	1,523,656
St. Cloud	3,681,343
Winona	1,917,967
Duluth	5,985,938
St. Paul	27,644,515
Minneapolis	53,394,943

- 2. Temporary Cuts For Suburbs vs. Permanent Cuts To Greater Minnesota. Under the House plan, the cuts to LGA are intended to be permanent reductions. This loss in LGA is not intended to ever be restored even if the economy improves in 2005 and 2006. However it is proposed to restore the Market Value Credit reductions for the suburbs in 2005. Thus, the House Bill proposes to have only temporary two year reductions to the suburbs, but permanent cuts to Greater Minnesota cities and Minneapolis and St. Paul. For example, Edina loses \$606,000 in 2003 and 2004, but has this money restored in 2005 and for subsequent years. The \$6.993 million cut to Rochester is not intended to ever be restored by the House.
- New House Provisions That Hurt Rochester Which Were Not In 3. The Governor's Formula. The House Bill makes several changes in the formula proposed by the Governor, which result in much higher cuts for Rochester. The first is that the House decided to penalize cities that have a local sales tax by including 50% of local sales tax revenues in the revenue base that is used to determine a cities reduction in aid. This increases the cuts for the cities with local sales taxes (Rochester, Minneapolis, St. Paul, Duluth, Mankato, New Ulm, Cook County, Hermantown, Proctor, St. Cloud Area Cities, and Two Harbors). All of these cities, except Duluth, have sales taxes that are restricted to specific capital improvement projects, typically, which provide a regional benefit such as a Civic Center. In essence, this provision in the House bill takes LGA away from the annual operational budget of a city (Police, Fire, Public Works, Library and Park and Recreation services) because the City is using some sales tax dollars for a capital project that provides regional infrastructure benefits. These regional obligations are overburden costs that Rochester and other cities would have to otherwise fund with local property taxes. We think this provision in the House Bill is totally unfair and unwarranted.

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For example, the current 1998 Rochester sales tax provides funding for projects that benefit the region such as Higher Education at the University Center, Highway 52, the Rochester International Airport, a Civic Center, and a Groundwater Protection Program to correct problems caused by failing township septic systems. The City's operating budget should not be penalized by losing additional LGA because we are using a sales tax to address these regional infrastructure needs and regional problems.

A second provision in the House Bill increases the cuts to cities that have a tax base that exceeds \$700 per capita. It increases the maximum cut cap by 38% if you are over \$700 per capita in tax base. Suburbs typically have well over \$700 per capita. However, since they get very little state aid, their cuts in aid are well below the cap percentage. However, Minneapolis, St. Paul, and Rochester have over \$700 per capita in tax base and this provision increases the Minneapolis, St. Paul, and Rochester cut cap by 38% for LGA reduction purposes. There does not appear to be any rationale for this provision. Rochester is unfortunately a target for additional cuts as a result of this provision.

These two provisions, when taken together, significantly increase the cuts to Minneapolis, St. Paul and Rochester. For Rochester, the increase in the cuts due to these provisions is approximately \$3 million according to the House Research Department staff.

4. Levy Limits – You Can Levy Back For Some Cuts. The levy limit provisions in the bill are somewhat confusing. To the best of my reading however, the following may apply.

2003 - The cut of \$3.4 million in aid is in the current budget year and there is no way to levy this cut. There would need to be a reduction in expenses or other revenues to fund this cut.

2004 – Under the House bill, the City can levy back the difference between the 2003 cut and the 2004 cut without voter approval. This means that the City elected officials would have authority to levy back \$3.6 million of the \$6.993 million in 2004 without voter approval. However, this would amount to approximately a 14% increase in City property taxes. The City could levy back the full \$6.993 million if there were a referendum to approve the amount over \$3.4 million. This, however, would be equal to a 28% increase in City property taxes.

2005 – the same levy limits remain in effect. Voter approval to exceed the levy back of more than \$3.4 million would still apply.

2006 – levy limits are removed. A reverse referendum procedure is installed to allow voters to challenge levy increases.

2004 LGA & City Market Value Credit Amounts: Current Law, House Tax **Committee Bill, and Dorman Amendment**

2004 current law LGA based on House Research simulation. 2004 market value credit estimated using 2003 market value credit as a proxy. LGA and city market value credit under the House Tax Committee bill derived from House Reseach simulation. Aid under Dorman amendment estimated by CGMC assuming a \$91 million reduction in city aid and market value credit achieved through a revenue base reduction of 5.35%.

	2004 Current Law			House Tax Committee Bill for 2004				Dorman Amendment for 2004			
	<u> </u>	Est. MV		Est. MV % Chg. from			% Chg. from		Loss from		
	Est. LGA	Credit	Total	Est. LGA	Credit	Total	Curr. Law	Est. LGA	Credit	Total	Curr. Law
Coalition of Greater M	innesota Cities										
Albert Lea	6,570,719	263,086	6,833,805	5,358,383	263,086	5,621,469	-17.7%	6,140,025	263,086	6,403,111	-6.3%
Alexandria	1,779,358	170,189	1,949,547	1,415,486	170,189	1,585,675	-18.7%	1,562,975	170,189	1,733,164	-11.1%
Austin	8,024,319	526,186	8,550,505	6,493,502	526,186	7,019,688	-17.9%	7,487,366	526,186	8,013,552	-6.3%
Babbitt	281,446	51,524	332,970	158,855	51,524	210,379	-36.8%	217,562	51,524	269,086	-19.2%
Baxter	127,806	177,652	305,458	-	65,569	65,569	-78.5%	-	157,143	157,143	-48.6%
Bemidji	4,086,631	99,146	4,185,777	3,239,725	99,146	3,338,871	-20.2%	3,797,658	99,146	3,896,804	-6.9%
Benson	1,178,286	79,013	1,257,299	939,318	79,013	1,018,331	-19.0%	1,095,235	79,013	1,174,248	-6.6%
Brainerd	4,169,718	257,490	4,427,208	3,488,947	257,490	3,746,437	-15.4%	3,846,154	257,490	4,103,644	-7.3%
Buffalo	1,236,079	170,912	1,406,991	1,011,763	170,912	1,182,675	-15.9%	1,071,207	170,912	1,242,119	-11.7%
Cambridge	592,178	180,031	772,209	260,623	180,031	440,654	-42.9%	375,585	180,031	555,616	-28.0%
Crookston	3,122,744	160,547	3,283,291	2,401,421	160,547	2,561,968	-22.0%	2,886,073	160,547	3,046,620	-7.2%
Detroit Lakes	1,682,260	137,953	1,820,213	1,185,546	137,953	1,323,499	-27.3%	1,510,810	137,953	1,648,763	-9.4%
East Grand Forks	2,567,796	214,709	2,782,505	1,999,666	214,709	2,214,375	-20.4%	2,323,558	214,709	2,538,267	-8.8%
Eveleth	1,898,339	113,362	2,011,701	1,411,282	113,362	1,524,644	-24.2%	1,732,697	113,362	1,846,059	-8.2%
Faribault	6,708,263	328,937	7,037,200	5,357,024	328,937	5,685,961	-19.2%	6,242,362	328,937	6,571,299	-6.6%
Fergus Falls	4,446,021	343,318	4,789,339	3,409,169	343,318	3,752,487	-21.6%	4,092,575	343,318	4,435,893	-7.4%
Glencoe	1,198,702	196,173	1,394,875	919,743	196,173	1,115,916	-20.0%	1,062,784	196,173	1,258,957	-9.7%
Glenwood	848,854	79,225	928,079	606,909	79,225	686,134	-26.1%	767,152	79,225	846,377	-8.8%
Goodview	202,976	91,222	294,198	66,595	91,222	157,817	-46.4%	142,715	91,222	233,937	-20.5%
Grand Rapids	1,867,610	252,424	2,120,034	1,229,046	252,424	1,481,470	-30.1%	1,580,412	252,424	1,832,836	-13.5%
Granite Falls	865,325	70,754	936,079	641,151	70,754	711,905	-23.9%	783,490	70,754	854,244	-8.7%
Hawley	382,846	30,949	413,795	303,451	30,949	334,400	-19.2%	351,022	30,949	381,971	-7.7%
Hermantown	925,572	94,741	1,020,313	491,248	94,741	585,989	-42.6%	806,002	94,741	900,743	-11.7%
Hibbing	7,232,115	508,118	7,740,233	5,232,250	508,118	5,740,368	-25.8%	6,556,248	508,118	7,064,366	-8.7%
Hoyt Lakes	532,889	61,654	594,543	364,829	61,654	426,483	-28.3%	422,592	61,654	484,246	-18.6%
International Falls	3,291,038	217,845	3,508,883	2,586,957	217,845	2,804,802	-20.1%	3,036,288	217,845	3,254,133	-7.3%
Janesville	585,034	67,503	652,537	455,853	67,503	523,356	-19.8%	534,214	67,503	601,717	-7.8%
Kenyon	451,009	64,115	515,124	330,822	64,115	394,937	-23.3%	399,166	64,115	463,281	-10.1%
La Crescent	448,480	148,093	596,573	286,024	148,093	434,117	-27.2%	352,763	148,093	500,856	-16.0%
Le Sueur	961,993	109,029	1,071,022	736,254	109,029	845,283	-21.1%	859,273	109,029	968,302	-9.6%
Litchfield	1,580,574	192,896	1,773,470	1,314,923	192,896	1,507,819	-15.0%	1,429,735	192,896	1,622,631	-8.5%
Little Falls	2,506,593	206,131	2,712,724	1,867,850	206,131	2,073,981	-23.5%	2,282,702	206,131	2,488,833	-8.3%
Luverne	1,474,463	110,609	1,585,072	1,166,121	110,609	1,276,730	-19.5%	1,369,865	110,609	1,480,474	-6.6%
Mankato	9,857,373	542,366	10,399,739	7,443,382	542,366	7,985,748	-23.2%	8,986,007	542,366	9,528,373	-8.4%
Marshall	2,846,368	271,373	3,117,741	2,180,431	271,373	2,451,804	-21.4%	2,554,586	271,373	2,825,959	-9.4%
Montevideo	1,777,246	167,201	1,944,447	1,381,848	167,201	1,549,049	-20.3%	1,612,457	167,201	1,779,658	-8.5%
Moorhead	8,723,312	508,980	9,232,292	6,635,146	508,980	7,144,126	1	8,023,059	508,980	8,532,039	-7.6%
Moornead Mora	719,112	38,410	757,522	565,175	38,410	603,585			38,410	701,059	-7.5%
Mora Mountain Iron	598,182	95,686	693,868	218,968	95,686	314,654	-54.7%	466,884	95,686	562,570	-18.9%
• • • • • • • • • • • • • • • • • • • •		l .			508,393		1		508,393	4,582,264	-8.5%
New Him	l 4,499,927	508,393	5,008,320	3,261,130	508,393	3,769,523	-24.7%	4,0/3,8/1	508,393	4,582,264	-8.5%

	200	04 Current La	iw [House	Tax Comm	ittee Bill for 2004 Dorman Amendment for 2004					
		Est. MV	T-1-	E-1 1 CA	Est. MV	Tatal	% Chg. from	Eat I CA	Est. MV	Total	Loss from
	Est. LGA	Credit	Total 2,665,714	Est. LGA 1,372,060	Credit 294,099	Total 1,666,159	Curr. Law -37.5%	Est. LGA 2,090,831	Credit 294,099	Total 2,384,930	-10.5%
North Mankato	2,371,615	294,099 564,691	6,033,336	3,944,989	564,691	4,509,680	-25.3%	4,929,434	564,691	5,494,125	-8.9%
Owatonna Dod Books	5,468,645			541,768	74,737	616,505	-23.3 % -27.9%	692,638	74,737	767,375	-10.3%
Park Rapids	780,853	74,737	855,590	476,122	65,370	541,492	-20.7%	563,147	65,370	628,517	-8.0%
Pelican Rapids	617,889	65,370	683,259	L L	75,111	440,093	-19.6%	406,968	75,111	482,079	-11.9%
Perham	472,004	75,111	547,115	364,982						667,389	-13.4%
Princeton	665,405	105,643	771,048	450,882	105,643	556,525	-27.8%	561,746	105,643		
Red Wing	737,635	497,064	1,234,699	4 042 720	95,461	95,461	-92.3%	82,475	497,064	579,539	-53.1%
Redwood Falls	1,448,742	164,472	1,613,214	1,013,738	164,472	1,178,210	-27.0%	1,297,759	164,472	1,462,231	-9.4%
Rochester	11,648,684	2,077,392	13,726,076	4,655,362	2,077,392	6,732,754	-50.9%	9,704,560	2,077,392	11,781,952	-14.2%
Roseau	561,649	71,303	632,952	389,556	71,303	460,859	-27.2%	489,885	71,303	561,188	-11.3%
Rushford	460,550	79,990	540,540	345,882	79,990	425,872	-21.2%	408,805	79,990	488,795	-9.6%
Saint Augusta	202,760	41,186	243,946	151,139	41,186	192,325	-21.2%	180,376	41,186	221,562	-9.2%
Saint Charles	629,541	68,965	698,506	501,617	68,965	570,582	-18.3%	572,664	68,965	641,629	-8.1%
Saint Cloud	13,497,657	1,202,548	14,700,205	9,816,314	1,202,548	11,018,862	-25.0%	12,110,504	1,202,548	13,313,052	-9.4%
Saint James	1,329,883	88,659	1,418,542	1,128,919	88,659	1,217,578	-14.2%	1,233,879	88,659	1,322,538	-6.8%
Saint Joseph	818,158	92,552	910,710	592,531	92,552	685,083	-24.8%	736,940	92,552	829,492	-8.9%
Saint Peter	2,185,154	167,313	2,352,467	1,676,297	167,313	1,843,610	-21.6%	2,017,772	167,313	2,185,085	-7.1%
Sartell	326,282	163,255	489,537	183,334	163,255	346,589	-29.2%	193,291	163,255	356,546	-27.2%
Sauk Rapids	2,070,950	180,080	2,251,030	1,689,094	180,080	1,869,174	-17.0%	1,865,798	180,080	2,045,878	-9.1%
Staples	1,196,477	58,640	1,255,117	934,452	58,640	993,092	-20.9%	1,109,214	58,640	1,167,854	-7.0%
Stewartville	925,299	111,250	1,036,549	676,415	111,250	787,665	-24.0%	832,611	111,250	943,861	-8.9%
Thief River Falls	2,263,698	152,752	2,416,450	1,821,345	152,752	1,974,097	-18.3%	2,063,382	152,752	2,216,134	-8.3%
Virginia	4,833,643	276,404	5,110,047	3,555,986	276,404	3,832,390	-25.0%	4,409,500	276,404	4,685,904	-8.3%
Wadena	1,159,493	75,486	1,234,979	931,500	75,486	1,006,986	-18.5%	1,065,857	75,486	1,141,343	-7.6%
Waite Park	675,198	146,448	821,646	314,270	146,448	460,718	-43.9%	489,325	146,448	635,773	-22.6%
Warren	465,527	44,429	509,956	383,994	44,429	428,423	-16.0%	430,662	44,429	475,091	-6.8%
Warroad	518,500	37,207	555,707	374,622	37,207	411,829	-25.9%	466,518	37,207	503,725	-9.4%
Waseca	2,421,780	252,974	2,674,754	1,952,568	252,974	2,205,542	-17.5%	2,198,627	252,974	2,451,601	-8.3%
Willmar	4,730,389	216,923	4,947,312	3,944,322	216,923	4,161,245	-15.9%	4,385,048	216,923	4,601,971	-7.0%
Windom	1,189,719	112,547	1,302,266	927,002	112,547	1,039,549	-20.2%	1,088,842	112,547	1,201,389	-7.7%
Winona	10,149,540	496,194	10,645,734	8,231,573	496,194	8,727,767	-18.0%	9,426,562	496,194	9,922,756	-6.8%
Worthington	3,606,036	228,583	3,834,619	2,717,346	228,583	2,945,929	-23.2%	3,320,353	228,583	3,548,936	-7.5%
g.	, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,					l	3	Stanta	1 15 m Care	cut	
City of Duluth			}					and so	renance en		
Duluth	31,177,603	1,174,985	32,352,588	25,191,665	1,174,985	26,366,650	-18.5%	29,033,245	1,174,985	30,208,230	-6.6%
Selected Metropolite	 an Cities										
Andover	119,901	556,955	676,856	-	86,864	86,864	-87.2%	-	337,486	337,486	-50.1%
Anoka	1,950,275	383,400	2,333,675	1,107,731	383,400	1,491,131	-36.1%		383,400	1,980,905	-15.1%
Apple Valley	413,743	1,184,208	1,597,951		71,937	71,937	-95.5%	-	720,199	720,199	-54.9%
Blaine	1,169,350	1,052,721	2,222,071	_	974,222	974,222		451,831	1,052,721	1,504,552	-32.3%
Bloomington	383,431	1,698,191	2,081,622	_			-100.0%		338,510		-83.7%
Brooklyn Center	2,573,851	754,940	3,328,791	794,268	754,940	1,549,208	i i	I.	754,940	I i	-20.4%
	2,496,514	1,417,495	1		1,417,495	1,417,495	-63.8%		1,417,495	2,687,514	-31.3%
Brooklyn Park	· ·	1,320,516	2,163,839		1,417,433	- 1,417,495	-100.0%		1,021,923	1,021,923	-52.8%
Burnsville	843,323	1	941,460		397,624	397,624	1		473,710		-33.2%
Champlin	467,750			•	397,024	i	-100.0%	4	473,710	320,770	-100.0%
Chanhassen	20,485	1	323,955		151,574	574,256	1		151,574	540,036	-25.3%
Chaska	571,630	1	723,204	B .	1					1	
Columbia Heights	2,561,847				646,380				646,380	2,807,438	-12.5 % -21.1%
Com Panist	2 835 423	1 361 635	A 107 058	450,000	1 361 635	1.811,635	-56.8%	1,950,539	1,361,635	3,312,174	-2





	2004 Current Law			House Tax Committee Bill for 2004				Dorman Amendment for 2004			
	Est. LGA	Est. MV Credit		Fat 1 CA	Est. MV	7.1.1	% Chg. from		Est. MV		Loss from
Cottage Grove	966,440	768,009	1,734,449	Est. LGA	Credit	Total		Est. LGA	Credit	Total	Curr. Law
Crystal	2,235,131	588,966	2,824,097	1,400,606	768,009	768,009	-55.7%	431,222	768,009	1,199,231	-30.9%
Eagan	131,163	1,192,137	1,323,300	1,400,606	588,966	1,989,572	-29.6%	1,820,683	588,966	2,409,649	-14.7%
Eden Prairie				-	-	-	-100.0%	-	269,637	269,637	-79.6%
	172,420	830,120	1,002,540	-	-	-	-100.0%	-	-	-	-100.0%
Edina Forest Leke	220 725	606,662	606,662	•	-	-	-100.0%	-	-	-	-100.0%
Forest Lake	330,725	303,800	634,525		247,536	247,536	-61.0%	113,171	303,800	416,971	-34.3%
Fridley	1,916,655	506,851	2,423,506	626,742	506,851	1,133,593	-53.2%	1,494,920	506,851	2,001,771	-17.4%
Golden Valley	79,361	524,044	603,405	-		-	-100.0%	-	10,952	10,952	-98.2%
Ham Lake	177,018	196,302	373,320	-	132,859	132,859	-64.4%	30,072	196,302	226,374	-39.4%
Hamburg	41,635	23,896	65,531	36,510	23,896	60,406	-7.8%	24,270	23,896	48,166	-26.5%
Hastings	1,539,383	543,253	2,082,636	538,234	543,253	1,081,487	-48.1%	1,099,770	543,253	1,643,023	-21.1%
Hopkins	1,343,753	302,901	1,646,654	50,000	302,901	352,901	-78.6%	904,210	302,901	1,207,111	-26.7%
Hugo	31,496	205,923	237,419	-	59,158	59,158	-75.1%	-	106,977	106,977	-54.9%
Inver Grove Heights	581,633	773,220	1,354,853	-	408,875	408,875	-69.8%	63,109	773,220	836,329	-38.3%
Lakeland	90,115	46,306	136,421	46,340	46,306	92,646	-32.1%	57,793	46,306	104,099	-23.7%
Lakeville	499,403	777,919	1,277,322	-	121,706	121,706	-90.5%	-	612,673	612,673	-52.0%
Lilydale	9,516	17,321	26,837	-	5,301	5,301	-80.2%	-	14,743	14,743	-45.1%
Lino Lakes	157,812	389,919	547,731	-	-	-	-100.0%	-	211,625	211,625	-61.4%
Little Canada	117,761	144,439	262,200	-	42,420	42,420	-83.8%	4,603	144,439	149,042	-43.2%
Maple Grove	179,873	978,632	1,158,505	-	-	-	-100.0%	-	187,335	187,335	-83.8%
Maplewood	717,737	679,050	1,396,787	-	410,754	410,754	-70.6%	40,912	679,050	719,962	-48.5%
Mendota Heights	13,309	211,405	224,714	-	-	-	-100.0%	-	30,284	30,284	-86.5%
Minneapolis	123,081,927	8,422,054	131,503,981	69,686,984	8,422,054	78,109,038	-40.6%	108,269,748	8,422,054	116,691,802	-11.3%
Minnetonka	158,528	795,127	953,655	-	-	-	-100.0%		_	-	-100.0%
Minnetrista	4,844	53,361	58,205	-	-	-	-100.0%	-	_	-	-100.0%
Mounds View	884,855	232,699	1,117,554	423,291	232,699	655,990	-41.3%	697,079	232,699	929,778	-16.8%
New Brighton	793,905	381,411	1,175,316	-	381,411	381,411	-67.5%	459,513	381,411	840,924	-28.5%
New Hope	1,520,884	416,770	1,937,654	478,257	416,770	895,027	-53.8%	1,048,179	416,770	1,464,949	-24.4%
Newport	386,391	97,788	484,179	259,507	97,788	357,295	-26.2%	291,062	97,788	388,850	-19.7%
North St. Paul	1,163,591	153,101	1,316,692	879,278	153,101	1,032,379	-21.6%	995,042	153,101	1,148,143	-12.8%
Oakdale	647,276	728,374	1,375,650	-	637,116	637,116	-53.7%	238,916	728,374	967,290	-29.7%
Plymouth	74,616	735,373	809,989	-	-	-	-100.0%		, _0,0, ,	-	-100.0%
Prior Lake	44,612	355,488	400,100	-	-	_	-100.0%	_	73,397	73,397	-81.7%
Ramsey	304,081	456,291	760,372	-	282,372	282,372	-62.9%	29,188	456,291	485,479	-36.2%
Richfield	3,829,892	869,381	4,699,273	2,471,839	869,381	3,341,220	-28.9%	3,106,251	869,381	3,975,632	-15.4%
Robbinsdale	2,144,420	370,286	2,514,706	1,519,552	370,286	1,889,838	-24.8%	1,848,337	370,286	2,218,623	-11.8%
Rogers	4,651	105,230	109,881	- 1	_		-100.0%	- 1,010,001	7,455	7,455	-93.2%
Rosemount	402,339	455,361	857,700	_	105,031	105,031	-87.8%	-	424,826	424,826	-50.5%
Roseville	92,393	581,308	673,701	_	-	-	-100.0%	-	196,868	196,868	-70.8%
Saint Anthony	251,712	203,525	455,237	_	134,750	134,750	-70.4%	97,921	203,525	301,446	-70.8%
Saint Louis Park	2,317,510	898,936	3,216,446	_ [898,936	898,936	-72.1%	1,425,398	898,936	2,324,334	
Saint Paul	78,520,770	4,541,120	83,061,890	50,876,255	4,541,120	55,417,375	-33.3%	71,014,836	4,541,120	75,555,956	-27.7%
Saint Paul Park	556,991	115,784	672,775	379,131	115,784	494,915	-26.4%	477,709			-9.0%
Savage	70,027	562,420	632,447	5,5,,51	110,704	707,010	-100.0%	411,119	115,784	593,493	-11.8%
Shakopee	165,768	549,118	714,886	_	•	<u> </u>	-100.0%	-	173,454	173,454	-72.6%
Shoreview	31,941	481,869	513,810	_		-	i	-	284,534	284,534	-60.2%
South St. Paul	3,461,979	544,041	4,006,020	1,950,022		2 404 062	-100.0%	2 040 047	178,110	178,110	-65.3%
Spring Lake Park	260,775	211,697	4	1,330,022	544,041	2,494,063	-37.7%	3,010,347	544,041	3,554,388	-11.3%
Stillwater			472,472	656 740	203,880	203,880	-56.8%	122,622	211,697	334,319	-29.2%
Vadnais Heights	1,379,151 15,825	464,426	1,843,577	656,743	464,426	1,121,169	-39.2%	950,148	464,426	1,414,574	-23.3%
vaunais rieignis	1 10,025	188,366	204,191	- 1	-	-	-100.0%	-	74,570	74,570	-63.5%

	2004 Current Law			House Tax Committee Bill for 2004				Dorman Amendment for 2004			
		Est. MV			Est. MV % Chg. fro		% Chg. from	m Est. MV			Loss from
	Est. LGA	Credit	Total	Est. LGA	Credit	Total	Curr. Law	Est. LGA	Credit	Total	Curr. Law
West St. Paul	1,410,787	538,977	1,949,764	537,285	538,977	1,076,262	-44.8%	1,030,237	538,977	1,569,214	-19.5%
White Bear Lake	796,625	387,653	1,184,278	327,985	387,653	715,638	-39.6%	512,538	387,653	900,191	-24.0%
Woodbury	103,690	905,159	1,008,849	-	-	-	-100.0%	-	87,191	87,191	-91.4%

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